

**PROFESSIONAL ENGINEERS SECTION MEETING  
EXAMINING BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS,  
PROFESSIONAL ENGINEERS, DESIGNERS, AND LAND SURVEYORS  
MINUTES  
APRIL 23, 2009**

**PRESENT:** Charles Kopplin, Daniel Sheldon, Martin Hanson and Ryan Klippel

**EXCUSED:** Steven Hook

**STAFF PRESENT:** Yolanda McGowan, Bureau Director; Colleen Baird, Legal Counsel; and Kimberly Wood, Bureau Assistant

**GUESTS:** Fred Groth, Wisconsin Society of Professional Engineers (WSPE); Brad Volker, WSPE

**CALL TO ORDER**

Martin Hanson, Chair, called the meeting to order at 8:37 a.m. A quorum of four (4) members was present.

**AGENDA**

**Amendments to the Agenda:**

- The following items will be considered after the “Administrative Report” (open session):
  - Education and Examination
    - Feedback from the WSPE Steering Committee Regarding Continuing Education
    - Update on Public Comments Relating to Continuing Education

**MOTION:** Charles Kopplin moved, seconded by Daniel Sheldon, to approve the agenda as amended. Motion carried unanimously.

**APPROVAL OF MINUTES (JANUARY 29, 2009)**

**MOTION:** Charles Kopplin moved, seconded by Ryan Klippel, to approve the minutes of January 29, 2009 as written. Motion carried unanimously.

**APPROVAL OF MINUTES (FEBRUARY 5, 2009)**

**MOTION:** Charles Kopplin moved, seconded by Daniel Sheldon, to approve the minutes of February 5, 2009 as written. Motion carried unanimously.

**ADMINISTRATIVE REPORT  
YOLANDA MCGOWAN, BUREAU DIRECTOR**

Yolanda McGowan welcomed back Martin Hanson from a leave of absence and thanked the other members of the Section for their efforts in the absence of Chairperson Hanson.

**Department Updates**

Yolanda McGowan reported the following changes occurring within the Department:

- Nicole Goodman has transferred from the Division of Board Services to the Office of Education and Examinations.
- The Division of Board Services is in the process of merging with the Office of Legal Counsel in order to improve the efficiency of services to the Boards, licensees and to the public.
- Gail Sumi has been appointed as the Division of Board Services Administrator.
- Hector Colon was recently appointed to fill the Department's Executive Assistant position.
- The Department has implemented a case handling initiative within the Division of Enforcement wherein all cases received after March 1, 2009 will need to be resolved within 18 months of receipt. It was further explained that older cases which are still open have been assigned benchmarks for resolution, however these benchmarks vary based upon the age of the case.

**Motion to Designate Hearings and Appeals Attorney as ALJ**

Yolanda McGowan advised the Section of the Department's initiative to move the Administrative Law Judge (ALJ) function to the Division of Hearings and Appeals and further advised that this motion will allow an attorney outside of the Department to handle these matters.

**MOTION:** Charles Kopplin moved, seconded by Daniel Sheldon, to designate an attorney who is employed by the Division of Hearings and Appeals, Wisconsin Department of Administration, to serve as an Administrative Law Judge to preside over Class 1 license denial hearings and Class 2 disciplinary proceedings, pursuant to Wis. Admin. Code § RL 1.08 and § RL 2.10. This designation is in addition to the designation already provided for in Wis. Admin. Code § RL 1.08 and § RL 2.10. Motion carried unanimously.

## **EDUCATION AND EXAMINATION**

### **Feedback from the WSPE Steering Committee Regarding Continuing Education**

Brad Volker and Fred Groth, Wisconsin Society of Professional Engineers (WSPE), appeared before the Section to present feedback collected by WSPE regarding continuing education (CE). Continuing support relating to the legislative efforts being pursued by the Section and A-E Joint Board was offered by WSPE. A discussion of issues pertaining to CE legislation ensued. Martin Hanson appointed Charles Kopplin to prepare and bring a draft CE rule based on NCEES model law to the August meeting. The Section indicated its interest in presenting draft rules to the A-E Joint Board Rules Committee meeting in October.

**MOTION:** Charles Kopplin moved, seconded by Ryan Klippel, to extend gratitude to the WI Society of Professional Engineers and the Steering Committee for their efforts on behalf of the Engineering Section relating to promulgation of continuing education rules pursuant to 2007 Act 47 and to thank Fred Groth and Brad Volker for their presentation at today's meeting. Motion carried unanimously.

### **Update on Public Comments Relating to Continuing Education**

Yolanda McGowan provided the Section an update relating to comments received relating to the proposed continuing education rule.

## **SUMMARY REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES AND ADMINISTRATIVE RULES AND PRESS RELEASES**

Noted.

## **PRESENTATION OF PROPOSED STIPULATIONS BY DIVISION OF ENFORCEMENT**

Jack Temby, Division of Enforcement, provided a presentation on the following Stipulation:

1. Chander P. Nangia 07 ENG 002

**LEGISLATIVE/ADMINISTRATIVE RULES****Discussion on Rule Draft and White Paper Relating to Use of Certificates in A-E 2.02(8)(b)**

Charles Kopplin provided a handout to the Section, which consisted of excerpts of statutes and codes relating to seal and stamp use by individuals other than a certificate holder. The Section deliberated the need for rule drafting relating to the clarification of certificate use. After discussion the decision was made to consult the Architect's Section to obtain their opinion and requested that response be provided to the Engineer Section at its earliest availability. It was further requested that this topic be added as a discussion item to the next A-E Joint Board meeting. The Section tabled the existing scope statement and rule draft until its first meeting following the next Architect's Section meeting.

**Report on Status of 2007 Wisconsin Act 47 Relating to Continuing Education for Architects, Landscape Architects, Professional Engineers, Designers of Engineering Systems, and Land Surveyors**

The Section concluded that this issue was adequately addressed during discussion of the agenda topic titled "Feedback from the WPSE Steering Committee Regarding Continuing Education". Colleen Baird advised the Section that the Land Surveyor Section has completed its draft continuing education rule and that this draft will be subject to public hearing at the May 27, 2009 A-E Joint Board Rules Committee meeting.

**Update on Rule Draft Relating to Definition of Responsible Charge**

The Section was advised that this rule draft will be subject to public hearing at the A-E Joint Board Rules Committee meeting on May 27, 2009. The Section requested that Charles Kopplin be present to testify at any legislative hearings relating to this topic.

**Update on Rule Draft Relating to Discipline for Failure to Respond**

Colleen Baird advised the Section that this rule draft is also scheduled for public hearing at the A-E Joint Board Rules Committee meeting on May 27, 2009. The Section again requested that Charles Kopplin be present to testify at any legislative hearings on this topic.

**Update on Final Rule for Electronic Signatures –DOA**

Colleen Baird advised the Section of an initiative being conducted by the Statewide E-Signature Workgroup to draft legislation relating to the utilization and requirements surrounding electronic signatures at the state government level. The impact to the Section, if any, is not yet known. Colleen Baird then stated that she has been in contact with Amy Moran, Department of Administration (DOA) and Chair of the Statewide E-Signature Workgroup, which is addressing this issue. Amy Moran had expressed interest in appearing to present her knowledge regarding electronic signatures and to educate the Section of the work being completed by the workgroup. Unfortunately, Amy Moran was unable to appear at today's meeting due to a prior engagement. Attorney Baird did indicate that Amy Moran may be able to appear at a future Section meeting. The Section will address this topic at a future meeting.

### **Update on Legislation Relating to Examination and Review Procedure**

The Section was advised that legislation has been written, reviewed and approved. It was noted that this item repeals the provision in statute regarding an applicant's ability to review failed examinations as this statute conflicts with testing company's policy. A legislative sponsor has not been identified. The Section requested that all the members of the A-E Joint Board receive a copy of this legislation so to allow comments prior to introduction to Legislature.

Charles Kopplin then advised the Board of potential structure changes being made by NCEES to the Principles and Practice Examination. Information regarding this change was given to Yolanda McGowan and will be forwarded to the Office of Education and Examinations for review. Martin Hanson, Chair, appointed Charles Kopplin as a point of contact regarding this change. This matter will be revisited at the next Section meeting.

### **CREDENTIALING**

#### **Appearance for a Class I Hearing – Thomas V. Sonntag**

Thomas V. Sonntag appeared before the Section, accompanied by his supervisor, to provide additional information regarding the denial of his application for a credential as a Professional Engineer. The Section will deliberate this issue in closed session.

#### **Appearance for a Class I Hearing – Joshua LeVeque**

Joshua LeVeque appeared before the Section, accompanied by his supervisor, to provide additional information regarding the denial of his application for a credential as a Professional Engineer. The Section will deliberate this issue in closed session.

#### **Appearance for a Class I Hearing – Joseph J. Wilfert**

Joseph J. Wilfert appeared before the Section to provide additional information regarding the denial of his application to sit for the principles and practice of engineering examination. The Section will deliberate this issue in closed session.

#### **Appearance for a Class I Hearing – Douglas Young**

Douglas Young appeared before the Section to provide additional information regarding the denial of his application for a credential as a Professional Engineer. The Section will deliberate on this issue in closed session.

#### **Appearance for a Class I Hearing – Timothy Detzer**

Timothy Detzer appeared before the Section to provide additional information regarding the denial of his application for a credential as a Professional Engineer. The Section will deliberate on this issue in closed session.

**Appearance for a Class I Hearing – Jeffrey D. Bohen**

Jeffrey D. Bohen appeared before the Section to provide additional information regarding the denial of his application for a credential as a Professional Engineer. The Section will deliberate on this issue in closed session.

**Appearance for a Class I Hearing – John R. Reimer**

John R. Reimer appeared before the Section to provide additional information regarding the denial of his application to sit for the principles and practice of engineering examination. The Section will deliberate on this issue in closed session.

**MISCELLANEOUS CORRESPONDENCE/INFORMATION**

**Update on National Society of Professional Engineers and developing an NCEES Exam for Software Engineers**

Daniel Sheldon provided a succinct update, indicating that his work on this issue is ongoing and requested that this issue be addressed at the next Section meeting.

**PUBLIC COMMENTS**

None.

**CLOSED SESSION**

**MOTION:** Daniel Sheldon moved, seconded by Ryan Klippel, to convene to Closed Session to deliberate on cases following hearing (s. 19.85(1)(a), Stats.; to consider licensure or discipline (s. 19.85(1)(b), Stats.; to consider individual histories or disciplinary data (s. 19.85(1)(f), Stats.; and, to confer with legal counsel (s. 19.85(1)(g), Stats. Motion carried by roll call vote: Charles Kopplin-yes, Ryan Klippel-yes; Daniel Sheldon-yes, and Martin Hanson-yes.

Open Session recessed at 2:37 p.m.

**RECONVENE TO OPEN SESSION**

**MOTION:** Daniel Sheldon moved, seconded by Ryan Klippel, to reconvene into Open Session at 5:25 p.m. Motion carried unanimously.

**VOTE ON ITEMS CONSIDERED OR DELIBERATED UPON  
IN CLOSED SESSION, IF VOTING IS APPROPRIATE**

**STIPULATIONS**

**CHANDER P. NANGIA  
07 ENG 002**

**MOTION:** Charles Kopplin moved, seconded by Ryan Klippel, to adopt the Stipulations, Findings of Facts, Conclusions of Law and Orders in the matters of **Chander P. Nangia 08 ENG 003**. Motion carried unanimously.

**CASE CLOSINGS**

**07 ENG 006**

**MOTION:** Charles Kopplin moved, seconded by Ryan Klippel, to close case **07 ENG 006** for prosecutorial discretion (P5) as recommended by DOE. Motion carried unanimously.

**08 ENG 002**

**MOTION:** Charles Kopplin moved, seconded by Ryan Klippel, to close case **08 ENG 002** for prosecutorial discretion (P5) as recommended by DOE. Motion carried unanimously.

**08 ENG 010**

**MOTION:** Charles Kopplin moved, seconded by Ryan Klippel, to close case **08 ENG 010** for prosecutorial discretion (P7) as recommended by DOE. Motion carried unanimously.

**DELIBERATION ON CLASS 1 HEARINGS**

**THOMAS V. SONNTAG**

**MOTION:** Daniel Sheldon moved, seconded by Charles Kopplin, to affirm the Section's previous decision to deny **Thomas V. Sonntag's** application for a Professional Engineer credential. Motion carried unanimously.

**JOSHUA LEVEQUE**

**MOTION:** Ryan Klippel moved, seconded by Daniel Sheldon, to affirm the Section's previous decision to deny **Joshua LeVeque's** application for a Professional Engineer credential but to grant him an additional two (2) years of experience for a total of six (6) years as of 4/23/2009. Motion carried. Opposed: Martin Hanson

**JOSEPH J. WILFERT**

**MOTION:** Daniel Sheldon moved, seconded by Ryan Klippel, to affirm the Section's previous decision to deny **Joseph J. Wilfert's** application to sit for the Principles and Practice of Engineering Examination. Motion carried unanimously.

**DOUGLAS YOUNG**

**MOTION:** Daniel Sheldon moved, seconded by Charles Kopplin, to affirm the Section's previous decision to deny **Douglas Young's** application for a Professional Engineer credential. Motion carried unanimously.

**TIMOTHY DETZER**

**MOTION:** Charles Kopplin moved, seconded by Ryan Klippel, to affirm the Section's previous decision to deny **Timothy Detzer's** application for a Professional Engineer credential. Motion carried. Opposed: Martin Hanson

**JEFFREY D. BOHEN**

**MOTION:** Charles Kopplin moved, seconded by Daniel Sheldon, to approve the application request for a Professional Engineer credential in the matter of **Jeffrey Bohlen**. Motion carried unanimously.

**JOHN R. REIMER IV**

**MOTION:** Ryan Klippel moved, seconded by Charles Kopplin, to affirm the Section's previous decision to deny **John R. Reimer IV's** application to sit for the Principles and Practice of Engineering Examination. Motion carried unanimously.



**DELIBERATION ON PETITION FOR REHEARING**

**AYSAM BOTROS**

**MOTION:** Charles Kopplin moved, seconded by Ryan Klippel, to deny **Aysam Botros**' petition for a rehearing. Motion carried unanimously.

**JONATHAN LACHANCE**

**MOTION:** Daniel Sheldon moved, seconded by Charles Kopplin, to grant **Jonathan LaChance**'s petition for a rehearing. Motion carried unanimously.

**BRIDGET SCHUH**

**MOTION:** Daniel Sheldon moved, seconded by Ryan Klippel, to deny **Bridget Schuh**'s petition for a rehearing and to amend the statement of fact to correct paragraph four (4), deleting engagement two (2) replacing it with engagement seven (7) and in paragraph five (5), adding engagement two (2) and deleting engagement seven (7). Motion carried unanimously.

**APPLICATIONS REVIEWED ON APRIL 23, 2009**

The Section took the following action on applications.

**FOR REGISTRATION AS A PROFESSIONAL ENGINEER**

**1. By Approved Degree Plus 8 Years Experience**

a. Granted

- |                        |                       |
|------------------------|-----------------------|
| 1. Ali, Syed           | 9. Oberstar, Erick L  |
| 2. Barut, Joseph F     | 10. Pearson, David A  |
| 3. Coons, Shawn M      | 11. Roenitz, Nathan J |
| 4. Coughlin, Joseph J  | 12. Spang, Gina M     |
| 5. Erickson, Mark A    | 13. Troester, Timothy |
| 6. Kang, Sun Wook      | 14. Ziller, Jean A    |
| 7. King, Richard L     | 15. Zimmer, William C |
| 8. Kuchenbecker, David |                       |
| G                      |                       |

b. Deny

1. Aghai, Mohsen
2. Griesbach, David M

c. Intent to Deny

- |                       |                         |
|-----------------------|-------------------------|
| 1. Dagenais, Thomas J | 6. Krueger, Jeffrey     |
| 2. Hart, Kristin L    | 7. Ross, Jeffrey        |
| 3. Karan, Gregory     | 8. Safries, Boris       |
| 4. Kienholz, Kevin D  | 9. Schraufnagel, John F |
| 5. King, Aaron M      | 10. Vissers, Brett J    |

2. By 8 Hour Exam (Passed PE Exam)

a. Intent to Deny

1. Tsega, Atakilt

**FOR PRINCIPLES AND PRACTICE OF ENGINEERING EXAMINATION**

a. Granted

- |                              |                            |
|------------------------------|----------------------------|
| 1. Artz, Adam R              | 9. Johnson, Andrew R       |
| 2. Barot,<br>Vinodchandra    | 10. Kraus, Ryan J          |
| 3. Bhatti, Nadeem B          | 11. Mckean, Colin M        |
| 4. Borre, Jeffrey M          | 12. Pionkowski, Shane<br>M |
| 5. Campbell, Charles<br>Q    | 13. Premo, Edward G        |
| 6. Foundos,<br>Constantine P | 14. Prosper, Sia           |
| 7. Hou, Jie                  | 15. Schreinder, Jesse J    |
| 8. Iskandarsjach,<br>Rizal   | 16. Sultan, Hatem M        |
|                              | 17. Uy, Rodolfo B          |

- b. Denied
  - 1. Mostafa, Haytham
- c. Intent to Deny
  - 1. Welch, Eric
  - 2. Schlegel, Natahan D
  - 3. Mohammed, Shafi
  - 4. Blair, John S

**MOTION:** Charles Kopplin moved, seconded by Daniel Sheldon, to act on the applications reviewed for today's meeting as reviewed and signed in the application files. Motion carried unanimously.

#### **REINSTATEMENT REQUESTS**

##### **GREG S. VANDENLANGENBERG**

**MOTION:** Charles Kopplin moved, seconded by Ryan Klippel, to approve Greg S. VandenLangenberg's request for reinstatement of a Professional Engineer credential. Motion carried unanimously.

##### **ROBERT J. STRUVE**

**MOTION:** Charles Kopplin moved, seconded by Ryan Klippel, to issue intent to deny Robert J. Struve's request for reinstatement of a Professional Engineer credential pending receipt of additional information regarding work experience for the period of time the license was lapsed. Motion carried unanimously.

##### **FREDERICK W. KOHL**

**MOTION:** Daniel Sheldon moved, seconded by Charles Kopplin, to approve Frederick W. Kohl's request for reinstatement of a Professional Engineer credential subject to submission of evidence of completion of four (4) professional development hours, in the area of ethics, no later than December 31, 2009. Motion carried unanimously.

**DEXTER KERR**

**MOTION:** Charles Kopplin moved, seconded by Ryan Klippel, to approve Steven Dexter Kerr's request for reinstatement of a Professional Engineer credential subject to submission of evidence of completion of ten (10) professional development hours, no later than December 31, 2009. . Motion carried unanimously.

**JAMES E. HARMS**

**MOTION:** Charles Kopplin moved, seconded by Daniel Sheldon, to approve James E. Harms's request for reinstatement of a Professional Engineer credential. Motion carried unanimously.

**EDWARD S. CARTLIDGE**

**MOTION:** Daniel Sheldon moved, seconded by Ryan Klippel, to approve Edward S. Cartlidge's request for reinstatement of a Professional Engineer credential. Motion carried unanimously.

**NIRANJAN S. SHAH**

**MOTION:** Charles Kopplin moved, seconded by Ryan Klippel, to issue an intent to deny Niranjana S. Shah's request for reinstatement of a Professional Engineer credential pending receipt of additional information regarding work experience for the period of time the license was lapsed. Motion carried unanimously.

**JOSEPH J. HOGE**

**MOTION:** Daniel Sheldon moved, seconded by Charles Kopplin, to approve Joseph J. Hoge's request for reinstatement of a Professional Engineer credential subject to submission of evidence of completion of ten (10) professional development hours, no later December 31 2009. Motion carried unanimously.

**ROBERT J. KLUWIN**

**MOTION:** Charles Kopplin moved, seconded by Ryan Klippel, to issue an intent to deny the reinstatement of a Professional Engineer credential for Robert J. Kluwin, pending receipt of additional information regarding work experience for the period of time the license was lapsed, as well as submission of two (2) additional references with knowledge of specific engineering experience during the period of lapsed license, and documentation of specific professional continuing education during that same period. Motion carried. Abstained: Daniel Sheldon

**Consulting with Legal Counsel**

**MOTION:** Charles Kopplin moved, seconded by Daniel Sheldon, to thank Colleen Baird for her guidance, communication, and dedicated service to the Engineers Section. Motion carried unanimously.

**DOE – Signatures for Proposed Stipulations, Orders, and Administrative Warnings**

Signatures were collected for all required documentation.

**ADJOURNMENT**

**MOTION:** Daniel Sheldon moved, seconded by Ryan Klippel, to adjourn the meeting at 5:47 p.m. Motion carried unanimously.